

RECEIVED
CENTRAL FAX CENTER

JUL 22 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: O'BRIEN et. al.

FILED: AUGUST 29, 2003

SERIAL NO.: 10/652,846

FOR: EXTRACELLULAR SERINE PROTEASE

\$ ART UNIT:

\$ 1644

\$ EXAMINER:

\$ Huynh, Phuong N.

\$ CONFIRMATION NO.

\$ 5440

\$ DOCKET:

\$ D6020CIP4

MAIL STOP AFTER FINAL

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313CERTIFICATE OF FACSIMILE TRANSMISSION

I certify that this Response after Final is being transmitted via facsimile to Examiner Phuong N. Huynh at 571-273-8300 on the date below:

Date:

JUL 22, 2008

Benjamin Aaron Adler, Ph.D., J.D.

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES AND
PETITION FOR EXTENSION OF TIME UNDER 37 CFR §1.136(a)

Dear Sir:

Applicant hereby appeals to The Board of Patent Appeals and Interferences from the decision dated May 9, 2008, from the Primary Examiner, rejecting claims 52-55.

Pursuant to 37 C.F.R. §1.136(a), Applicant hereby petitions that the period for response for the purpose of filing a Notice of Appeal, as governed by the Final Office Action mailed January 23, 2008, in the above-referenced patent application, be extended for three additional months from April 23, 2008 to and including July 23, 2008. Please charge the \$780 fee (\$525 extension 3 months time and \$255 appeal fee) to the credit card identified on attached PTO-2038. Only in the absence of Form PTO-2038, please debit any applicable fees from Deposit Account No. 07-1185 upon which the undersigned may draw.

Respectfully submitted,

Date:

JUL 22, 2008

ADLER & ASSOCIATES

8011 Candle Lane

Houston, Texas 77071

(713) 270-5391 (tel.)

(713) 270-5361 (fax.)

BEN@Adlerandassociates.com

Benjamin Aaron Adler, Ph.D., J.D.

Registration No. 35,423

Counsel for Applicant

07/24/2008 HMARZI1 00000006 10652846

01 FC:2401 255.00 OP

07/24/2008 HMARZI1 00000006 10652846

02 FC:2253 525.00 OP